

Effective 5/12/2015

Part 4
Board of Business and Economic Development

63N-1-401 Board of Business and Economic Development -- Membership -- Expenses.

- (1)
 - (a) There is created within the office the Board of Business and Economic Development, consisting of 15 members appointed by the governor to four-year terms of office with the consent of the Senate.
 - (b) Notwithstanding the requirements of Subsection (1)(a), the governor shall, at the time of appointment or reappointment, adjust the length of terms to ensure that the terms of board members are staggered so that approximately half of the board is appointed every two years.
 - (c) The members may not serve more than two full consecutive terms except where the governor determines that an additional term is in the best interest of the state.
- (2) In appointing members of the committee, the governor shall ensure that:
 - (a) no more than eight members of the board are from one political party; and
 - (b) members represent a variety of geographic areas and economic interests of the state.
- (3) When a vacancy occurs in the membership for any reason, the replacement shall be appointed for the unexpired term.
- (4) Eight members of the board constitute a quorum for conducting board business and exercising board power.
- (5) The governor shall select one board member as the board's chair.
- (6) A member may not receive compensation or benefits for the member's service, but may receive per diem and travel expenses in accordance with:
 - (a) Section 63A-3-106;
 - (b) Section 63A-3-107; and
 - (c) rules made by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

Renumbered and Amended by Chapter 283, 2015 General Session

63N-1-402 Board duties and powers.

- (1) The board shall advise and assist the office to:
 - (a) promote and encourage the economic, commercial, financial, industrial, agricultural, and civic welfare of the state;
 - (b) promote and encourage the development, attraction, expansion, and retention of businesses, industries, and commerce in the state;
 - (c) support the efforts of local government and regional nonprofit economic development organizations to encourage expansion or retention of businesses, industries, and commerce in the state;
 - (d) act to enhance the state's economy;
 - (e) work in conjunction with companies and individuals located or doing business in the state to secure favorable rates, fares, tolls, charges, and classification for transportation of persons or property by:
 - (i) railroad;
 - (ii) motor carrier; or
 - (iii) other common carriers;

- (f) recommend policies, priorities, and objectives to the office regarding the assistance, retention, or recruitment of business, industries, and commerce in the state;
 - (g) recommend how the office should administer programs for the assistance, retention, or recruitment of businesses, industries, and commerce in the state;
 - (h) help ensure that economic-development programs are available to all areas of the state in accordance with federal and state law; and
 - (i) maintain ethical and conflict of interest standards consistent with those imposed on a public officer under Title 67, Chapter 16, Utah Public Officers' and Employees' Ethics Act.
- (2) The board may:
- (a) in accordance with Subsection (1)(e), appear as a party litigant on behalf of an individual or a company located or doing business in the state in a proceeding before a regulatory commission of the state, another state, or the federal government; and
 - (b) in consultation with the executive director, make, amend, or repeal rules for the conduct of its business consistent with this part and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

Renumbered and Amended by Chapter 283, 2015 General Session